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11
12 **UNITED STATES BANKRUPTCY COURT**
NORTHERN DISTRICT OF CALIFORNIA
13 **SAN FRANCISCO DIVISION**

14 **In re:**

15 **PG&E CORPORATION**

16 **- and -**

17 **PACIFIC GAS AND ELECTRIC**
COMPANY,

18 **Debtors.**

- 19
20 ☐ Affects PG&E Corporation
21 ☐ Affects Pacific Gas and Electric Company
22 ☒ Affects both Debtors

23 *All papers shall be filed in the Lead Case,*
No. 19-30088 (DM).

)
) Bankruptcy Case
) No. 19-30088 (DM)

)
) Chapter 11

)
) (Lead Case)

)
) (Jointly Administered)

) Date: March 10, 2020

) Time: 10:00 a.m.

) Place: United States Bankruptcy Court

450 Golden Gate Avenue

Courtroom 17

San Francisco, CA 94102

) Judge: Hon. Dennis Montali

) RE: Docket No. 5835

24 **OBJECTION OF THE UNITED STATES OF AMERICA**
25 **TO DEBTORS' MOTION FOR ENTRY OF AN ORDER (I) APPROVING**
26 **FORM AND MANNER OF NOTICE OF HEARING ON PROPOSED DISCLOSURE**
27 **STATEMENT; (II) ESTABLISHING AND APPROVING PLAN SOLICITATION AND**
PACKAGES, AND RELATED NOTICES AND (IV) GRANTING RELATED RELIEF

28 The United States of America, on behalf of various federal agencies, hereby objects to the

1 *Debtors' Motion for Entry of an Order (I) Approving Form and Manner of Notice of Hearing on*
2 *Proposed Disclosure Statement; (II) Establishing and Approving Plan Solicitation and Voting*
3 *Procedures; (III) Approving Forms of Ballots, Solicitation Packages and Related Notices and (IV)*
4 *Granting Related Relief* (the "Motion") (Docket No. 5835).

5
6 Counsel for the United States met and conferred with the Plan Proponents on Thursday, March
7 5, 2020.¹ Later that day, the Plan Proponents circulated a revised order on the Motion to address the
8 United States' issues with the Motion stated in the bullet point objections served on February 28,
9 2020. The United States continues to review the revised order and will confer further with the Plan
10 Proponents prior to the hearing to resolve its issues. The United States asserts the following objections
11 to the extent the revised order submitted to the Court does not adequately address them.

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13 ● The Motion is unclear whether its proposal that each agency of the United States is only
14 entitled to a temporarily allowed claim in the amount of \$1.00 for voting purposes precludes those
15 agencies from seeking temporary allowance of their claims in an amount exceeding \$1.00 per agency.

16 ● The United States intends to file timely motions to temporarily allow all or some of its
17 claims under Federal Rule of Bankruptcy Procedure 3018 ("Rule 3018") which, if granted, would
18 supersede the proposed \$1.00 temporary allowance for voting purposes proposed in the Motion.²

19 ● Any order approving the Motion should clarify that the \$1.00 temporary allowance is
20 subject to the Court's ruling on any timely filed Rule 3018(a) motion.

21 ● Any order approving the Motion should clearly state that it is without prejudice to the
22 Court's ruling on a motion of the United States under Federal Rule of Bankruptcy Procedure 3013
23 regarding classification of its fire-related claims.

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27 ¹ Capitalized terms shall have the meaning ascribed to them in the Motion unless otherwise noted
herein.

28 ² The Court has extended the United States' deadline for filing a Rule 3018 motion to March 20,
2020 (Docket No. 6112).

1 Date: March 6, 2020

Respectfully submitted,

2 JOSEPH H. HUNT
3 Assistant Attorney General
4 DAVID L. ANDERSON (CABN 149604)
United States Attorney

5 /s/ Matthew J. Troy
6 RUTH A. HARVEY
7 Director
8 KIRK MANHARDT
9 Deputy Director
MATTHEW J. TROY
Senior Trial Counsel
Attorneys for the United States

10 **CERTIFICATE OF SERVICE**

11 I hereby certify that on March 6, 2020, I electronically filed the foregoing Objection with the Clerk of
12 the Court by using the CM/ECF system, which will send a notice of electronic filing to all CM/ECF
participants.

13 /s/ Matthew J. Troy
14 Matthew J. Troy
15 Senior Trial Counsel
16 Attorney for the United States
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